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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ALPHA CAPITAL ANSTALT,

Index No.: 07 Civ. 9242(AKH)
ECF CASE

Plaintiffs,

Rule 7.1 Statement

- against -

NESS ENERGY INTERNATIONAL, INC.

Defendants.

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Pursuant to Federal Rule of Civil Procedure 7.1 [formerly Local General Rule 1.9] and to enable District Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for the Plaintiffs (a private non-governmental party) certifies that there are no corporate parents, affiliates and/or subsidiaries of any Plaintiffs, which are publicly held.

New York, New York
Dated: October 12, 2007

GRUSHKO & MITTMAN, P.C.

By: /s/ Eliezer Drew
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